

July 1, 2014

RECEIVED

JUL 09 2014

HEARINGS AND MEDIATION SERVICES

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Dear Judge McClymonds,

CWM Chemical Services, L.L.C., Waste Management (CWM) needs to receive approval for its RMU-2 landfill to be passed.

The CWM facility site is located at Model City, New York and accepts waste from a 500 mile radius, which includes New York City, and beyond. It is the only hazardous waste site in the state and most of the northeastern United States.

In addition, it is one of the five Waste Management facilities across the country that specializes in industrial and hazardous waste treatment, storage, and land disposal services.

If CWM does not receive permission to expand and build a new landfill, someday, it will no longer be able to accept hazardous waste. This will put a significant portion of the country at risk.

CWM takes every possible safety measure to ensure that the facility is safe and beneficial to the community. A few of the year-round, on-site, safety measures are: DEC monitors; over 200 groundwater monitoring wells; and air pollution controls. CWM's expansion will, with out a doubt; include these safety measures as well.

Simply put, we need CWM's expansion to be passed.

Sincerely,



Trudy J. Christman



Trudy J. Christman



BUFFALO NY 142
07 JUL 2014 PM 6 L



James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

122331550



James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

RECEIVED

JUL 09 2014

HEARINGS AND MEDIATION SERVICES

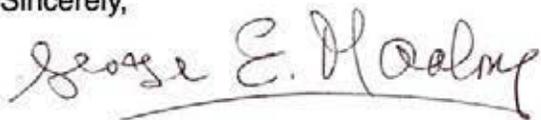
Dear Judge McClymonds,

I have had the opportunity to attend many information sessions at CWM. After learning of their environmental safeguards, I feel positive in supporting their expansion efforts.

I believe that if the general public understood the basics of the facility operations and the extent of the monitoring at the site, there would not be as much animosity with this expansion effort. I have to say that it is disheartening to see that the people who are so very vocal against this permit, have not attended any of the Open Houses or information sessions that I have over the last several years.

I made it a point to learn about this issue, and in doing so, it is with confidence that I ask you to please grant this expansion permit for RMU-2.

Sincerely,



George Maalouf

[Redacted]

7/7/14

625 Broadway, 1st Floor
Albany, NY 12233-1550
518-474-2323

www.nysdec.org



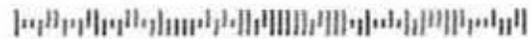
SUFFALO NY 142

07 JUL 2014 PM 6 L



James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

122331550



James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

RECEIVED
JUL 09 2014
HEARINGS AND MEDIATION SERVICES

Dear Judge McClymonds,

My husband and I have had the opportunity to attend information sessions and Open Houses over the past several years at CWM.

We have attended meetings that explained the dynamics of what materials are disposed of and the different methods of disposal. We have a better understanding of the monitoring that happens on the site and the history of the site in general.

I only hope that the individuals involved in the permitting process will take the time and discover as we did, that this site is safe and offers a much needed service to those in need of hazardous waste disposal.

Please count me in support of the expansion.

Sincerely,



Mona Maalouf

[Redacted address]

7/7/14



BUFFALO NY 142
07 JUL 2014 PM 2 L



James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

122331550





July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

RECEIVED

JUL 11 2014

HEARINGS AND MEDIATION SERVICES

Dear Judge McClymonds

CWM Chemical Services, a division of Waste Management, is going through an expansion process. This expansion needs to happen to continue the operations and much needed services that this facility offers.

The New York State Chemical Alliance (NYSCA) represents the leading companies engaged in the business of chemistry in New York State. NYSCA members apply the science of chemistry to make innovative products and services that make people's lives better, healthier and safer. Chemical companies in New York directly employ 43,213 people, and indirectly contribute 156,524 jobs to the economy of the state. For every chemistry industry job in New York, an additional 3.3 jobs are created within the state.

NYSCA represents many companies that rely on such a service and if New York State loses the only in-state landfill option, disposing of hazardous waste out-of-state will become quite costly to an industry that is already suffering in this economy. Reliable partners, like CWM, in New York State are critically important to members of NYSCA.

While residents have a weekly service for trash removal, manufacturers and those businesses that produce hazardous materials have very limited options for safe disposal. In fact, CWM is the only hazardous waste landfill in New York State.

CWM is the highest taxpayer in the Lewiston-Porter School District with \$480,000 paid in the 2012/13 school year. Construction costs for RMU-2 are anticipated to be over \$55 million, with a majority of that spent on local contractors.

Nearly all of CWM's 66 employees reside in Niagara County with a payroll of \$5 million in wages, salaries & benefits. In addition, \$5 million annually is spent with local trucking companies, engineering firms and other suppliers.

This landfill that has been in operation since 1972 and under Waste Management since 1984, is one of the most highly monitored sites in the state. Two NYSDEC Monitors are on site and

have access to all areas of operations at all times. In addition to the technically advanced double liner system this facility has over 200 groundwater monitoring wells.

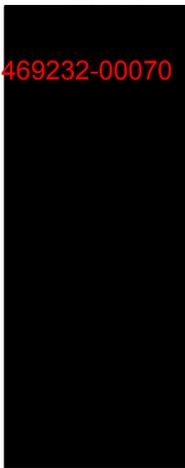
CWM provides a much needed service to the business of Chemistry in New York State and is a company that is willing to invest a significant amount of money to continue operation. This expansion is a win-win for everyone. I urge you to support the expansion.

On behalf of the New York State Chemical Alliance and chemical manufacturers across New York thank you for the opportunity to comment on this issue. I am happy to discuss this further and can be reached at [REDACTED]

Sincerely yours,

A handwritten signature in black ink, appearing to read "Stephen Rosario". The signature is written in a cursive, flowing style.

Stephen Rosario, CAE
Executive Director



WSPCA

PAID
NO JUL '14
PM 11



James McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings & Mediation Services
685 Broadway, 1st floor
Albany, NY 12233-1550

122331550



July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Dear Judge McClymonds,

I am in favor of the expansion of CWM Chemical Services, LLC.

It is a matter that is close to me, as I have a connection to an employee of the site.

We hear many negatives and much misinformation on this issue.
Please be aware of some truths:

- This site employs hard-working people who are very conscious and respectful of the environment.
- These employees live in the area. They raise their families here. They contribute their time and talent to local organizations/clubs/churches...
- They have a right to work and make a living at a legitimate, revenue generating, tax-paying facility.
- If there was not a "NEED" for an expansion of this facility, Waste Management would not be looking to invest a significant amount of money to continue operations here.

Hopefully, Judge McClymonds, you are passing along these comments to the Siting Board. We want them aware that there are many of us counting on the continuing of operations here, so we may continue to productive members of this community.

Thank you!

Name Jaime Siffringer

Address [REDACTED]

City/State/Zip [REDACTED]

RECEIVED
JUL 17 2014
HEARINGS AND MEDIATION SERVICES

July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Dear Judge McClymonds,

I am in favor of the expansion of CWM Chemical Services, LLC.

It is a matter that is close to me, as I have a connection to an employee of the site.

We hear many negatives and much misinformation on this issue.
Please be aware of some truths:

- This site employs hard-working people who are very conscious and respectful of the environment.
- These employees live in the area. They raise their families here. They contribute their time and talent to local organizations/clubs/churches...
- They have a right to work and make a living at a legitimate, revenue generating, tax-paying facility.
- If there was not a "NEED" for an expansion of this facility, Waste Management would not be looking to invest a significant amount of money to continue operations here.

Hopefully, Judge McClymonds, you are passing along these comments to the Siting Board. We want them aware that there are many of us counting on the continuing of operations here, so we may continue to productive members of this community.

Thank you!

Name Lynn Hsiao

Address [REDACTED]

City/State/Zip [REDACTED]

RECEIVED

JUL 17 2014

HEARINGS AND MEDIATION SERVICES

July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Dear Judge McClymonds,

I am in favor of the expansion of CWM Chemical Services, LLC.

It is a matter that is close to me, as I have a connection to an employee of the site.

We hear many negatives and much misinformation on this issue.
Please be aware of some truths:

- This site employs hard-working people who are very conscious and respectful of the environment.
- These employees live in the area. They raise their families here. They contribute their time and talent to local organizations/clubs/churches...
- They have a right to work and make a living at a legitimate, revenue generating, tax-paying facility.
- If there was not a "NEED" for an expansion of this facility, Waste Management would not be looking to invest a significant amount of money to continue operations here.

Hopefully, Judge McClymonds, you are passing along these comments to the Siting Board. We want them aware that there are many of us counting on the continuing of operations here, so we may continue to productive members of this community.

Thank you!

Name John Hino
Address [REDACTED]
City/State/Zip [REDACTED]

RECEIVED
JUL 17 2014
HEARINGS AND MEDIATION SERVICES

July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Dear Judge McClymonds,

I am in favor of the expansion of CWM Chemical Services, LLC.

It is a matter that is close to me, as I have a connection to an employee of the site.

We hear many negatives and much misinformation on this issue.
Please be aware of some truths:

- This site employs hard-working people who are very conscious and respectful of the environment.
- These employees live in the area. They raise their families here. They contribute their time and talent to local organizations/clubs/churches...
- They have a right to work and make a living at a legitimate, revenue generating, tax-paying facility.
- If there was not a "NEED" for an expansion of this facility, Waste Management would not be looking to invest a significant amount of money to continue operations here.

Hopefully, Judge McClymonds, you are passing along these comments to the Siting Board. We want them aware that there are many of us counting on the continuing of operations here, so we may continue to productive members of this community.

Thank you!

Name Dave Hino

Address [REDACTED]

City/State/Zip [REDACTED]

RECEIVED

JUL 17 2014

HEARINGS AND MEDIATION SERVICES



John & Lynn Hino

BUFFALO NY 142
15 JUL 2014 PM 6 L



James T. McLynards
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

122331550





Physicians

Jerome C. Andres, M.D.

Melvin B. Dyster, M.D.

Maria J. Komin, M.D.

Harold V. Reubens, M.D.

Ashok Singh, M.D.

Sonjoy Singh, M.D.

Allison L. Wasson, D.O.

Daniel W. Zorich, M.D.

July 14th, 2014

James T. McClymonds, Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services,
625 Broadway, First Floor
Albany, NY 12233 1550

RECEIVED

JUL 18 2014

HEARINGS AND MEDIATION SERVICES

Nurse Practitioner

Patricia Shea, FNP-C

Physician Assistant

Michael Gray, RPA-C

Practice Administrator

Madeline Dyster-Camann

Dear Judge James T. McClymonds;

As Family Physicians who live and practice in the Niagara Frontier, we feel it is important to speak out on issues that may impact the health and well-being of our patients and our families.

As you are aware, CWM, which has a toxic waste processing center in the Town of Porter in Western Niagara County, is currently applying to expand its existing landfill. We vehemently oppose this for a number of reasons. The CWM site is located just a few miles from the shores of Lake Ontario, which as part of the Great Lakes, is the largest source of fresh water in North America. To place a toxic waste site there in the first place was a huge mistake; to permit it to expand further only compounds the folly.

The main route for transporting toxic waste to CWM passes directly in front of the Lewiston Porter Central School, which again sits just a few miles from the dump site. Having multiple trucks hauling hazardous materials daily with their potential to spill or even turnover poses a significant risk to the children who attend those schools. The School Board of Lewiston Porter has voiced their opposition to the expansion on several occasions.

The New York State Department of Health has identified areas around Ransomville (due east or just downwind of CWM) as having elevated incidence of certain cancers, "not likely due to chance". While there is no direct evidence that CWM plays a direct role in these increased incidence of cancer in our area, there is no doubt that continuing the current practice of transporting carcinogens into our fragile ecosystem is unwise.

Offices

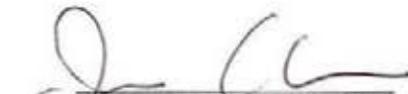
[Redacted Office Address]

[Redacted Office Address]

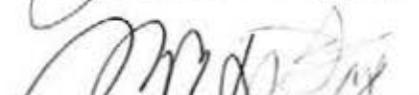
In summary, the potential threats to our increasingly scarce fresh water supply, our schoolchildren and the health of our populace makes it important that the application for CWM expansion be denied.

Sincerely,

The Physicians of Niagara Family Medicine:



Jerome C. Andres, M.D.



Melvin B. Byster, M.D.



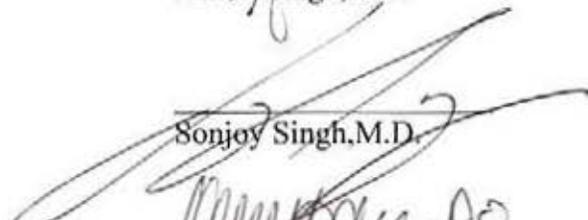
Maria Komin, M.D.



Harold Reubens, M.D.



Ashok Singh, M.D.



Sonjoy Singh, M.D.



Allison Wasson, D.O.



Daniel Zorich, M.D.



James T. McClymonds, Chief Administrative
Law Judge
NYSDEC Office of Hearings and Mediation
Services,
625 Broadway, First Floor
Albany, NY 12233 1550

1223381550



BRIAN HIGGINS
26TH DISTRICT, NEW YORK

NYSDEC OHMS Document No. 201469232-00070

2459 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 226-3306
(202) 226-0347 (FAX)

COMMITTEE ON HOMELAND SECURITY
RANKING MEMBER
SUBCOMMITTEE ON
COUNTERTERRORISM AND INTELLIGENCE
SUBCOMMITTEE ON
EMERGENCY PREPAREDNESS,
RESPONSE, AND COMMUNICATIONS

Congress of the United States
House of Representatives
Washington, DC 20515-3226

726 EXCHANGE STREET
SUITE 601
BUFFALO, NY 14210
(716) 852-3501
(716) 852-3929 (FAX)
640 PARK PLACE
NIAGARA FALLS, NY 14301
(716) 282-1274
(716) 282-2479 (FAX)
higgins.house.gov

COMMITTEE ON FOREIGN AFFAIRS
SUBCOMMITTEE ON THE
MIDDLE EAST AND NORTH AFRICA
SUBCOMMITTEE ON EUROPE,
EURASIA, AND EMERGING THREATS

July 14, 2014

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

James T. McClymonds
Chief Administrative Law Judge
NYSDEC
Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

Re: Comments on the RMU-2 hazardous waste landfill project in Model City, NY.

Dear Judge McClymonds:

I write today to convey my comments regarding the proposed RMU-2 hazardous waste landfill project in Model City, NY. I am opposed to any action, including the proposed action, which will lead to an increase in the amount of hazardous waste which is permitted to be dumped in Western New York, as the shipment of these cargoes through my constituency to Model City poses a serious potential threat to human health and the environment. This is not merely a "not in my back yard" sentiment, but a reflection of the reality that based on the amounts of hazardous waste which have already been dumped here, Western New York shoulders far more than its fair share of the burden, in terms of the prospective potential environmental degradation and economic injury resulting from the long-term management of hazardous waste.

It is important to note that this project is absolutely not necessary to meet the ongoing needs of industry and remediation projects within the state, as the market for hazardous waste disposal is interstate, and as the adopted New York State Hazardous Waste Facility Siting Plan has found, "there are sufficient available... facilities for management of RCRA hazardous waste generated in New York, and will be for the foreseeable future" (p. 6-9).

Again, I submit that the proposed additional capacity is not in the public interest and is not necessary to meet the state's needs. Thank you very much for your consideration.

Sincerely,



Brian Higgins
Member of Congress

Congress of the United States
House of Representatives
Washington, DC 20515-3227

OFFICIAL BUSINESS

PRINTED ON RECYCLED PAPER

BUFFALO NY 142
14 JUL 2014 PM 2 L

Robert A. ...



M.C.

James T. McClymonds
Chief Administrative Law Judge
NYSDEC
Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550



122331550



Michael P. Schug



RECEIVED July 14, 2014

JUL 17 2014

HEARINGS AND MEDIATION SERVICES

James T. McClymonds, Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, First Floor
Albany, NY 12233-1550

Re: Chemical Waste Management's (CWM) Proposed Hazardous Waste Facility Expansion in Lewiston, NY and Porter, NY.

Dear Judge McClymonds:

My name is Michael Schug, and I grew up in the small town of Lewiston, New York. As of the date of this letter, I reside in Massachusetts, with plans to return to Western New York in the near future, to complete my graduate studies at the University at Buffalo Law School. My hometown of Lewiston is quaint, with a charm unmatched by many of the other small towns and hamlets I've visited throughout our great country. The Niagara River snakes through the town, and feeds Lake Ontario in a truly picturesque fashion. I am greatly troubled by Chemical Waste Management's ("CWM") recent proposal to expand its hazardous waste facilities in the neighboring towns of Lewiston and Porter, New York, in the County of Niagara.

To put it bluntly, this issue "strikes close to home" for me. Not only do I intend to return to the area, but additionally I have: two parents, five siblings, and seven nieces and nephews (ranging in age from two to fourteen), coupled with extended family living in the immediate and surrounding areas of the proposed expansion site. Some of my nieces and nephews currently attend, and others are anticipating attending the various grade levels of the Lewiston-Porter School district, which incidentally is within a few miles of the proposed expansion site. I also babysat for a family friend when I was a teenager, who lived on a street not far from the existing facilities, and whose son of eighteen-years old was recently diagnosed with leukemia. Please consult the footnoted link to an article regarding a fund-raising event championed partly in his honor.¹

Though I am unclear as to the scope of the hearing on this permit application, I assume the legal team hired by the towns of Lewiston and Porter, and the county of Niagara will provide ample evidence and studies to illustrate the well-known connection between hazardous chemical waste and myriad public health issues, up to and including many different cancers; though such a leap is not, in my opinion, beyond the grasp of the layman these days. As you may already know, Western New York generally has some of the highest cancer rates (of many different types) in the country. Cf. NYS Dep't of Health Cancer Incidence and Mortality for Niagara

¹ Available here:

<http://www.niagara-gazette.com/communities/x1746086402/Lew-Port-students-battle-against-leukemia-and-lymphoma-is-personal-for-one-of-their-own>

County, *with* CDC Cancer Rates By State.² While admittedly cancer can be caused by many different factors, the proximity of hazardous waste facilities coupled with Model City's well-documented historical connections to the Manhattan Project I take as no coincidence, as it relates to disproportionate cancer incidences in the area. I, the towns of Lewiston and Porter, and the County of Niagara (who are all on record as strongly opposing this permit application), would seek to take any reasonable measures necessary to prevent the further exposure to chemical waste of not only my own family, but the many other great families and children who live in the area.

CWM has stated that this expansion is necessary because they are running out of space in their current facility. Despite what data they are likely to present, there is strong evidence indicating that this is simply not true, or at least is not the primary motive behind such an expansion. Moreover, there is a dearth of direct and highly useful information available to the public regarding specific contamination levels in areas within and around their current facilities. This is in part due to restrictions encountered when previous studies have been undertaken. "The reports conclude that in general, chemical and radiological contamination is found in areas on properties controlled by either private companies or government agencies that restrict and control access to these properties." See Investigation of Cancer Incidence in the Area Surrounding the Niagara Falls Storage Site, at 3 (September, 2008).³ It stands to reason that a for-profit, publicly traded company would seek to minimize to the greatest extent any information which might evidence a connection between their product and a public health issue.

CWM has also had issues maintaining its current facility. Recent problems with their current containment apparatuses have raised significant and merited skepticism in the local community about CWM's ability to protect the public from harmful exposure to dangerous chemicals. A 2008 study by the New York State Department of Public Health⁴ cited numerous violations at the Model City facility on the part of CWM, including:

- A foaming incident associated with the facility's annual discharge of treated wastewater to the Niagara River in Oct. 2007 that was in violation of the State Pollutant Discharge Elimination System (SPDES). Earlier this year, CWM completed modifications to the discharge pipeline which prevented a recurrence of foaming during this year's batch discharge.
- Improperly labeled drums.
- Leaking drums within facility buildings.
- Deteriorating condition of drums within facility buildings.

² NYS Dep't of Health Report available here:

<http://www.health.ny.gov/statistics/cancer/registry/vol1/v1cniagara.htm>

CDC Cancer Rates by State available here:

<http://www.cdc.gov/cancer/dcpc/data/state.htm>

Also See:

<http://www.bizjournals.com/buffalo/stories/2010/09/27/daily36.html>

³ Available here:

http://www.health.ny.gov/environmental/investigations/lewiston/docs/lewiston_cancer_report.pdf

⁴ Available here:

http://www.citizenscampaign.org/PDFs/11-12-08_CWM.pdf

- Disposal of non-hazardous waste without DEC approval.
- Leachate level exceedances.
- Failure to recycle mercury lamps

With such a track record, it is by no means surprising that the residents of the area are unwilling to extend more land to be polluted, or otherwise imperiled to the endangerment of the local citizenry.

Surely there must be numerous locations where these facilities could be placed which are better suited, and are *not* near schools, freshwater supplies, residential neighborhoods and natural beauty. This appears to be more a veiled effort for business efficiency and financial convenience on the part of CWM, as opposed to a response to a scarcity of storage supply. In fact, a recent Hazardous Waste Siting Plan generated by New York State observed that, “. . . hazardous waste generation in New York . . . requires management by all facility types: recycling, incineration, treatment, landfill, and storage. Based on the capacity data and analysis, the Plan *finds sufficient capacity within and beyond New York's borders for the management of the hazardous waste presently generated within the state.*” See Adopted New York State Hazardous Waste Facility Siting Plan, 147 (October 18, 2010) (*emphasis added*).⁵ The study further noted that, “Based on the substantial number of past remedial cleanups and anticipated future projects within New York, however, it appears that national capacity exists for the management of this and other hazardous waste *for at least 20 years.*” See Id. (*emphasis added*). Finally, this plan also rightly states the environmental policy of New York State, as according to ECL §1-0101, which observes that, “. . .the general environmental policy of the state . . . is to promote environmental quality in the larger context of the public good.” See Id. at 145. Increasing the quantity of hazardous chemical waste is, of course, at odds with this policy.

Among his innumerable, judicious observations, the eminent judge Benjamin Cardozo stated in the ever-famous *Palsgraf v. Long Island Railroad Company* case, that: “The risk reasonably to be perceived defines the duty to be obeyed. . .” Putting aside the context of proximate cause in tort liability, the quote stands on its own wisdom. The risk imposed by burdening Western New York with increasing amounts of hazardous chemical waste defines a duty of the greatest import. Judge McClymonds, yours is a grave responsibility. It is my sincere hope that in balancing these issues presented to you, you will err on the side of protecting the health and safety of the residents of these towns, and of New York State, respectively.

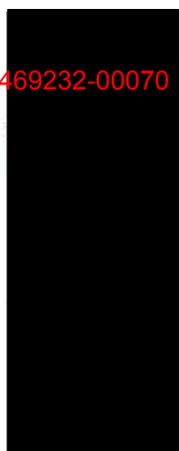
Respectfully Yours,

Michael Schug

⁵ Available here:
http://www.dec.ny.gov/docs/materials_minerals_pdf/hwspfinal.pdf

P.S.—While this image may be, or may already have been adduced at hearings, I copy it here to give you a look at the proximity of CWM facilities to schools, freshwater supplies, residential neighborhoods, and lush, green nature. To allow an expansion of this facility would be to the detriment of many, and benefit of a select few:





BOSTON MA 021
15 JUL 2014 PM 7 L

Judge James T. McLaughlin
NYSDEC Office of Hearings and Mediation Services
625 Broadway, First Floor
Albany, NY 12233-1550

122331550





JOHN CERETTO
Assemblyman 145th District

THE ASSEMBLY
STATE OF NEW YORK
ALBANY

RANKING MINORITY MEMBER
Tourism, Parks, Arts &
Sports Development Committee

COMMITTEES
Cities
Election Law
Energy
Labor
Transportation

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

State of New York
Facility Siting Board
New York State Department of Environmental Conservation

As both a resident of Niagara County and an elected official, I have opposed this expansion of CWM. Our first and primary concern must always be that of the health and safety of our residents. For far too long Niagara County has been the dumping ground for toxic waste. Our county has done more than its share and it's no longer appropriate to send this waste here. As the Assembly's ranking member of the Tourism Committee, I know that toxic waste landfills are not a good fit for tourism. It's time for the residents' voices to be heard and acted upon. We must listen, we must be heard, we must act now for our future generations!

A handwritten signature in black ink, appearing to read 'John D. Ceretto', written in a cursive style.

John D. Ceretto
Member of Assembly



New York State Department Of Environmental Conservation



Written Comment Form

(Written comments must be received by September 5, 2014)

To provide comments on CWM Chemical Services, LLC's draft chemical waste management permits, pending applications & draft EIS with DEC, please provide below and place in the box located at the registration table or mail to:

New York State Department of Environmental Conservation
Attn: James McClymonds, Chief Administrative Law Judge
Office of Hearing and Mediation
625 Broadway
Albany, NY 12233-5500

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

Name: Tom CUMBO Affiliation: (if any) NA

City, State, Zip: [redacted] No: (optional) [redacted]

TO WHOM IT MAY CONCERN

I, and my family of 5 including 3 small children are firmly against any expansion. I am a physician & have experience in toxicology. There is no reason to expand this facility. It negatively impacts our community & offers little to no economic benefit. Our community is already overburdened by landfills, hazardous waste & spent nuclear waste. Please do not burden us further.

Sincerely,

Thomas Cumbo MD



New York State Department Of Environmental Conservation



Written Comment Form

(Written comments must be received by September 5, 2014)

To provide comments on CWM Chemical Services, LLC's draft chemical waste management permits, pending applications & draft EIS with DEC, please provide below and place in the box located at the registration table or mail to:

New York State Department of Environmental Conservation
Attn: James McClymonds, Chief Administrative Law Judge
Office of Hearing and Mediation
625 Broadway
Albany, NY 12233-5500

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

Name: Nancy Deering Affiliation: (if any) Resident
City, State, Zip: [Redacted] Telephone No: (optional) [Redacted]

Reject expansion, please
Dangerous to our health + the environment
We have done enough!



New York State Department Of Environmental Conservation



Written Comment Form

(Written comments must be received by September 5, 2014)

To provide comments on CWM Chemical Services, LLC's draft chemical waste management permits, pending applications & draft EIS with DEC, please provide below and place in the box located at the registration table or mail to:

New York State Department of Environmental Conservation
Attn: James McClymonds, Chief Administrative Law Judge
Office of Hearing and Mediation
625 Broadway
Albany, NY 12233-5500

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

Name: Nancy Deering Affiliation: (if any) Resident

City, State, Zip: Hewiston, N.Y. 14092 Telephone No: (optional) [REDACTED]

Reject expansion, please
Dangerous to our health + the environment
We have done enough!

Hello,

My name is Marvin Delgado and some of you may know me. I have been living in the town of Lewiston for 20 years now and call it home. It is, I consider, a very beautiful area and to some they call it God's green acre of which I also believe. Over that 20 year period of time I have also heard all sorts of stories the dumping that use to take place here in the local area and I believe as a result we suffer from one of the highest cancer rates in the nation. And because off creek road extension for twenty years I have also witnessed the passage of not hundreds but thousands of garbage trucks on their way to modern. Now We have one of the most scenic places in New York State and I say is it time that we take a stand and stop being the armpit of New York.

If we allow CMW to build there facility there are several things that I believe and that people should be made aware of:

First is that I do not believe that there is any fool proof guarantee that anyone can give. I do not believe they can maintain 100% safety of the facility and that any toxic waste disposed of there will eventually leach out into the local environment further desecrating the surrounding lands forever.

Second this facility is to be built, as I understand it, 1.5 miles away from our schools. Don't you think that they could chose a remote more desolate area of New York for their operation because if ever there were an accident it would have less of an impact in on a sparsely populated area than in a populated one. To me that would make the most sense not 1.5 miles from our schools.

Third if the facility is built that would add to the already massive number of trucks in the area but the difference will be that these tanker trucks, I am assume will be carrying toxic material through where we live. So far as I am concerned further putting the local populace in harm's way.

Fourth God forbid anything should happen our property values would plummet. Who in their right mind would want to live near a toxic waste dump I ask you?

Is it not time that we say no to being the armpit of New York. Isn't it time that we say we have had enough of the dumping and of the high cancer rate. I do not say this for us adults but I say this for your children and mine, and their children and their children's children of whom might attend Lew-Port someday and should we not think of their safety as well as children who attend there now. Should we not take a stand for them? I do not believe that any good can come from this facility being built in such a beautiful and populated area no good at all. I say it should not be allowed to happen.

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES



New York State Department Of Environmental Conservation



Written Comment Form

(Written comments must be received by September 5, 2014)

To provide comments on CWM Chemical Services, LLC's draft chemical waste management permits, pending applications & draft EIS with DEC, please provide below and place in the box located at the registration table or mail to:

New York State Department of Environmental Conservation
Attn: James McClymonds, Chief Administrative Law Judge
Office of Hearing and Mediation
625 Broadway
Albany, NY 12233-5500

RECEIVED

JUL 16 2014

HEARINGS AND MEDIATION SERVICES

Name: Kalpesh Desai Affiliation: (if any)

City, State, Zip: [Redacted] Telephone No: (optional) [Redacted]

I have lived with my family in Lewiston for 10 years. NYS DEC, the time is now to say NO! NO! NO! The law states NYS does not need any more hazardous waste facility. This community has already accomodated CWM since it opened and CWM does not need to expand here in Lewiston. Go Back to NYS law 987 or 2010), listen to Senator George Maziarz, former legislator Francine Delmonte, who spoke today and voted the law. The answer is NO! NO! NO! we the citizens of Lewiston DO NOT WANT ANY MORE HAZARDOUS WASTE in this area. We have sacrificed enough. FIND ANOTHER AREA here no one lives (eg. Adirondacks, etc). Better yet, don't expand anywhere else in NYS. Find another area!

K Desai